As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.





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Patents and Dosign Patents Sole & Joint Inventors Convention & Non-convention PCT & Non-PCT This form cannot be amended, altered or changed after it is signed. (For use only for inventors who understand the English language.)

## Declaration and Power of Attorney United States Patent Application

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a potent is sought on

x Additional inventors and/or prior applications are listed in attached Supplemental Short(s).

the invention entitled Nucleotide Sequences which Code for the sigH Gene JC is attached hereto. \_ and (if applicable) was amended on \_ was filed as U.S. Application No.\_ \_\_\_ on\_\_\_\_and (if applicable) was amended under was filed as PCT International Application No. DCT Article 19 on \_ reviewed and inderstand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to pateralability as defined in Title 37, Code of Federal Regulations, §1.56. I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) or §365(b) of any foreign and PCT application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America listed in this Declaration. I have also identified below any forcign application for patent or inventor's contificate or PCT international application having a filing date before that of the application(s) on which priority is claimed: Priority Claimed? (yes/no) Filing Date Country Foreign/PCT Application No. 02/September/2000 Germany 100 43 333.2 10/July/2001 101 33 427.3 Germany I hereby claim the benefit under Title 35, United States Code, §120 or §365(e) of any United States application and PCT international application designating the United States of America listed in this Declaration and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application or PCT international application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application: Status (patented/pending/abandoned?) Filing Date U.S. Application No. I bereby claim priority benefits under Title 35 United States Code §119(e) of any U.S. provisional application(8) listed below: Filing Date U.S. Provisional Application No. I hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Robert G. Weilauher (20,531), Herbert M. Hanegan (25,682), Dale Lischer (28,438), Prederick F. Calvetti (28,557), J. Rodgers Lunsford, III (29,405), Michael A. Makuch (32,263), Dennis C. Rodgers (32,936), Mary A. Montabello (33,021), Michael K. Carrier (42,391), Eric J. Hanson (44,738), Patrick R. Delaney (45,338) Brandon S. Boss (46,567), and Brett L. Nelson (48,119). Send all correspondence to: SMITH, GAMBRELL & RUSSELL, LLP, 1850 M Street, N.W. (Suite 800), Washington, D.C. 20036. All facsimiles may be send to (202) 263-4329. Direct all phone calls to (202) 659-2811. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. Citizenship: German Full name of sole or first inventor: Brigitte Bathe Residence (city, state, country): DE-33154, Salzkotten, Germany Post office address: Twieten 1, DE-33154, Salzkotten, Germany Date: 12/10/01 Citizenship: German Full name of second joint inventor, if any: Indra Schröder Residence (city, state, country): DE-33803, Steinhagen Post office address: Backsheide 21, DE-33803, Germany Date: 12/10/01



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Signature:

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Date:

Date: 12/10/01

Date: /2/10/01

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Date: 12/10/01

Citizenship: German

Citizenship: German

Citizenship: German

Citizenship: German

Citizenship: German